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Gerard H. Bencen, Patent Attorney

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner : McCarthy III, T
Art Unit : 1618
Applicants : Siev, et al.
Serial No. : 09/122,576
Docket No. : CVS-1
Filed : July 24, 1998
For : RESIN DERIVATIZATION METHOD AND USES THEREOF

Assistant Commissioner for Patents
Washington, D.C. 20231

RESPONSE TO RESTRICTION REQUIREMENT

Sire:

This is a timely response to the Restriction Requirement mailed in the captioned application on December 21, 1999. It is gratefully acknowledged that the Examiner has found Applicant's previously filed arguments to be persuasive, and has withdrawn the previous restriction requirement. Election is hereby made, without traverse, to prosecute claims 1-27, 29-32, 34-76, 78-101, and 103-116 (Group I) drawn to a method for derivatizing a resin, classified in class 436, subclass 85. Applicant reserves the right to present one or more continuation or divisional applications to present the non-elected subject matter. It is believed that no change in the inventorship will be required upon cancellation of claims directed to the non-elected subject matter. Cancellation of such subject matter is requested to be held in abeyance pending receipt of a Notice of Allowance by the Applicant.

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Election of Species:

The Examiner has requested that the Applicant elect a species for examination, and that upon examination thereof, upon establishment of patentability of the elected species, the examination will be broadened to include subject matter generically reading thereon, and additional species within the generic claim. The Examiner has indicated that election of any one of claims 106-110, for example, along with election of a single specific argininal, would be considered responsive. Accordingly, election of claim 106 is hereby made for purposes of examination only, as is the hydrazyl-carbonyl-amino methylated polystyrene resin of Example 3, as the specific argininal. It is noted that claim 1 generically reads on claim 106 and the elected argininal, as well as reading generically on the other elected claims and other species. Upon examination of the elected species and argininal, and finding that these elements are patentable, it is respectfully requested that the examination should then be extended to encompass all of the remaining claims and subject matter elected under the captioned response to the restriction requirement.

It is urged that the foregoing response fully addresses and responds to the outstanding Office Action in this case. Should the Examiner be of the opinion that any further action is required on the part of the Applicant in order to advance prosecution of this application, or in order to completely address the stated Restriction Requirement, it is respectfully urged that the undersigned be contacted and provided with a further opportunity to provide a responsive filing in this case.

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Respectfully Submitted,



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RESTRICTION ELECTION FACSIMILE TRANSMISSION

DATE: JANUARY 21, 2000**FROM/ATTORNEY:** Gerard H. Bencen**FIRM:** BENCEN & VAN DYKE, P.A.**PAGES, INCLUDING COVERSHEET:** Four (4)**PHONE NUMBER:** 407-228-0328**TO EXAMINER:** McCarthy III, T**ART UNIT:** 1618**SERIAL NUMBER:** 09/122,576**FAX/TELECOPIER NUMBER:** 703-308-7294

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